

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shannon V. Davidson, et al.  
Serial No.: 10/825,345  
Filing Date: April 15, 2004  
Art Unit: 2451  
Confirmation No.: 8660  
Examiner: Saket K. Daftuar  
Title: *System and Method for Computer Cluster  
Virtualization Using Dynamic Boot Images  
and Virtual Disk*

**Mail Stop: AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

**Notice of Appeal**

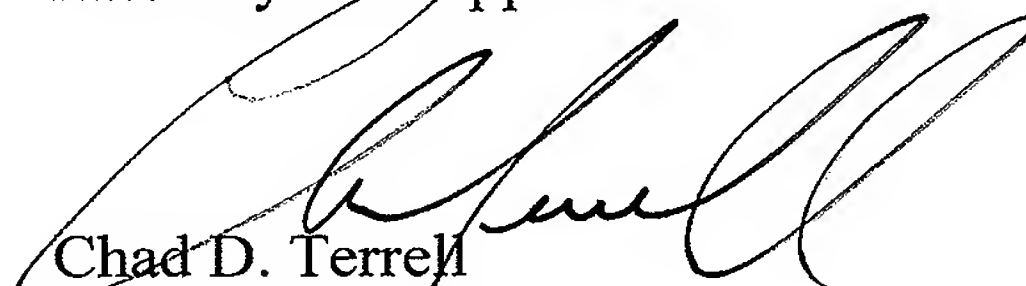
Applicants hereby appeal to the Board of Patent Appeals and Interferences (the "Board") from the decision of the Examiner dated March 19, 2010, finally rejecting Claims 1-45. Applicants respectfully request the Board to reconsider these rejections. Concurrently with this Notice of Appeal, Appellants file a Pre-Appeal Brief Request for Review for consideration with this Notice of Appeal.

The Commissioner is here by authorized to charge the Notice-of-Appeal fee of \$540.00 to Deposit Account No. 02-0384 of Baker Botts L.L.P. Although Applicants believe no other fees are due, the Commissioner is here by authorized to charge any additional necessary fees and credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Chad D. Terrell, Attorney for Applicants, at the Examiner's convenience at (214) 953-6813.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorneys for Applicants

  
Chad D. Terrell  
Reg. No. 52,279

Date: June 21, 2010

**CORRESPONDENCE ADDRESS:**

Customer No. **45507**